



PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Eugenio Cefali
Serial No.: 09/470,603
Filing Date: 22 December 1999
Docket Number: 50454-56101USCIP3
Title: NICOTINIC ACID COMPOSITIONS FOR TREATING
HYPERLIPIDEMIA AND RELATED METHODS THEREFOR
Art Unit: 1615
Examiner: Robert M. Joynes
Date: 24 January 2005

Attn: Petitions Attorney Frances Hicks ((517) 272-3218)
Office of Petitions
Madison Building (West), 600 Dulany Street

Mail Stop 313(c)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO WITHDRAW APPLICATION FROM ISSUE
UNDER 37 C.F.R. § 1.313(c)(2)

Sir:

The issue fee having been paid on April 27, 2004 pursuant to 37 C.F.R. § 1.313(c)(2), Applicants respectfully petition the Commissioner to withdraw the above-referenced application from issue for consideration of the Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 enclosed herewith, and the accompanying Supplemental Information Disclosure Statement, which identifies documents that have not been considered by the Examiner and are not of record.

EXPEDITED HANDLING REQUESTED

Applicants understand that the application is expected to issue within weeks; expedited handling of this Petition is therefore respectfully requested.

FORMAL MATTERS: AUTHORIZATION TO CHARGE PETITION FEE

The Commissioner is authorized to charge the \$130.00 Petition fee, the \$790.00 RCE fee, and any other fees necessitated by these papers to Deposit Account No. 50-2543. A duplicate of this paper is attached for this purpose. The Commissioner is hereby authorized to charge any additional or increased fees, or to credit any overpayment to Deposit Account No. 50-2543.

REQUEST FOR INTERVIEW

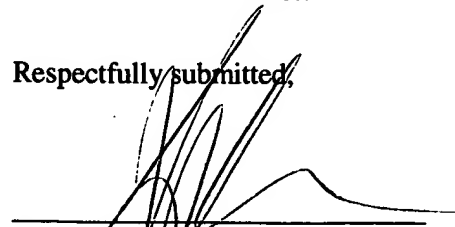
If any questions remain, Applicants respectfully requests that the Office of Petitions contact Applicants' undersigned representative at (954) 331-3825.

CONCLUSION

It is requested that the present application be withdrawn from issue for consideration of the RCE and the Supplemental Information Disclosure Statement. Favorable consideration hereof is earnestly solicited.

Applicants' undersigned attorney may be reached by telephone at (954) 331-3825. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,



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Date: 1/24/05